

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Barber, Timothy P.
Serial No.: 09/368,996
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Title: Method for Billing for Services Delivered Over a
Computer Network
Group Art Unit: 3624
Examiner: Havan, Thu Thao

**TERMINAL DISCLAIMER TO OBVIATE AN OBVIOUSNESS-TYPE DOUBLE
PATENTING REJECTION OVER AN ISSUED PATENT**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Timothy P. Barber, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5,930,777. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled

by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A check for the terminal disclaimer fee under 37 CFR 1.20(d) is enclosed.

The undersigned is an attorney of record.

Respectfully submitted,

6 June 2008_____

/James A. Retter/_____

Date

James A. Retter

Registration No. 41,266

WARE, FRESSOLA, VAN DER SLUYS
& ADOLPHSON LLP
755 Main Street, P.O. Box 224
Monroe, CT 06468-0224

tel: (203) 261-1234

Cust. No.: 004955